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Approved for use through 10/31/2002. OMB 0651-0031

			U.S. Patent and Trade	mark Office: U.S. DEPARTMENT OF	- COMMERCE
			Application Number	09/732,129	E. V. T.
TRANSMITTAL FORM			Filing Date	12/06/2000	1 7 17 17
			First Named Inventor	Pacey	NOV 114 2002
(to be used for all correspondence after initial filing)		Group Art Unit	3761	GROUP 370	
			Examiner Name	Mitchell, Tenna K.	9,9
Total Number of Pages in This Submission 16			Attorney Docket Numb	er 1116-008/JRD	
		ENCL	OSURES (chec	k all that apply)	
Fee Transmittal Form Fee Attached		(for en )	Assignment Papers After Allowance Communication to Group  Appeal Communication to Bo		
		Drawling(s) Sheets  Licensing-related Papers		of Appeals and Interference Appeal Communication	ences
Amendment / Reply  After Final		Petition		(Appeal Notice, Brief, Reply Brief	ef)
Affidavits/declaration(s)		Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence		Proprietary Information	
				Status Letter  Copy of PTOL-85B t	to
Extension of Time Request		Address Terminal Disclaimer		Accompany Issue Fo	ee
Express Abandonment Request		Request for Refund		Request for Patent C Other Enclosure(s) (ple	i i
Information Disclosure Statement		CD, Nu	CD, Number of CD(s)		
Certified Copy of Priority Document(s)		Remarks			
Response to Missing Parts/ Incomplete Application		No-fee Amendment Enclosed.			
Response to Missing Parts under 37 CFR 1.52 or 1.53		The Commissioner is hereby authorized to charge any additional fees that may be required in connection with prosecution of this application to Deposit Account No. 50-0241			
	SIGNATI	<u>'                                    </u>	CANT, ATTORNEY, OF	AGENT	
Firm or Individual name	John R. Dawson, Reg. No. 39,504				
Signature // // Signature					
Date	Nov 4, 2002				
			ATE OF TRANSMISS	VI	
I hereby certify that this cor Fex No. (703) 872-9302	respondence is being on this date: Nov	facsimile transmi 4, 2002	itted to the United States Pa	atent and Trademark Office,	
Typed or printed name					
Signature		-12/10	I Da	to Nov 4 2002	



PAGE 02

Serial No. 09/732,129 Attorney Ref. No. 1116-008/JRD

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

John A. Pacey

Art Unit: 3761

Batch No.

CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE TRANSMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE, FAX NO. (703) 872-9302

ON HOVEMBER 4-2002

John R. Dayson Attorney for Applicant

INTUBATION INSTRUMENT Application No: 09/732,129

Filed: December 06, 2000

Examiner: Teena K. Mitchell

ASSISTANT COMMISSIONER FOR PATENTS

Washington D.C. 20231

NOV 04 2002

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Sir or Madam:

## **AMENDMENT**

In reply to the second Office Action dated August 6, 2002, applicant hereby amends his application as follows:

## In the Claims

Claims 1, 2, 9, 11-20, 23, 25, 26, 28-32, 34, 35, 37, 38, 40, and 42-44 have been rewritten herein. A redlined version of the amended claims is attached as "Attachment A" to this amendment.

1. (Twice Amended) An intubation instrument, a portion of which is for insertion into a patient through the patient's mouth, the patient having a respiratory system with an oropharynx, a laryngopharynx, and an epiglottis, said intubation instrument comprising:

a body having a handle attached thereto;

an elongate arm having an elongate base portion operably secured to said body at one end and an elongate lifter portion extending from said elongate base portion toward an opposite end of said elongate base portion thereby defining an angle between said elongate base portion and said elongate lifter portion,

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